



DOCKET NO: 212868US0X CONT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

RECEIVED
JAN 14 2004
TC 1700

IN RE APPLICATION OF

RICARDO COZAR, ET AL. : EXAMINER: IP, S.

SERIAL NO: 09/940,481 :

FILED: AUGUST 29, 2001 : GROUP ART UNIT: 1742

FOR: FE-CO-NI ALLOY AND USE FOR
THE MANUFACTURE OF A SHADOW
MASK

LETTER TO THE EXAMINER

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the Office communication of December 5, 2003, Applicants submit herewith a Supplemental Appeal Brief in the above-identified application.

In the Office communication of December 5, 2003 it is stated that the appeal brief filed September 24, 2003 does not contain a concise explanation of the invention which refers to the specification by page and line number. In the brief submitted to the Office on September 24, 2003 in section V, Summary of the Invention, the invention is described with reference to page and line number of the specification as originally filed (see for example page 3, lines 6, 10, and 17-18; and page 4, lines 1 and 2 of the Appeal Brief of September 24, 2003).

The Office communication further stated that “[a]n explicit reason or support for each of the claims, why the claims are separately patentable, cannot be found in the brief.”

Applicants point out that reasons why claims 1, 7 and 8 are patentable over the prior art of

JAN 05 2004

Application No. 09/940,481

RECEIVED
JAN 14 2004
USPTO
RECEIVED
JAN 14 2004
TC 1700

record may be found at page 4, last paragraph through page 8, line 3 of the appeal brief filed September 24, 2003. Reasons why the subject matter of claims 9, 16 and 18 is patentable over the prior art of record may be found beginning at page 8, line 4 through page 9, line 9.

Reasons why the subject matter of dependent Claims 2, 3, 4, 10, 11, 12, 13 and 17 is patentable over the prior art of record may be found beginning at page 9, line 11 through page 10, line 8.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Stefan Koschmieder

Norman F. Oblon
Attorney of Record
Registration No. 24,618

Stefan U. Koschmieder
Registration No. 50,238

Customer Number

22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 08/03)

NFO/SUK



120

Docket No.: 212868US0X CONT

RECEIVED
JAN 14 2004
TC 1700

AF 1742

OBLON
SPIVAK
McCLELLAND
MAIER
&
NEUSTADT
P.C.

ATTORNEYS AT LAW

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/940,481

Applicants: Ricardo COZAR, et al.

Filing Date: August 29, 2001

For: FE-CO-NI ALLOY AND USE FOR THE
MANUFACTURE OF A SHADOW MASK

Group Art Unit: 1742

Examiner: IP, S.

SIR:

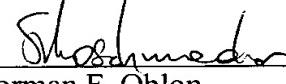
Attached hereto for filing are the following papers:

Letter to Examiner; Supplemental Appeal Brief w/Appendix I, II w/Attachments A, B, C, D (In Triplicate)

Our check in the amount of _____ is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Norman F. Oblon

Registration No. 24,618

Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)

Stefan U. Koschmieder, Ph.D.
Registration No. 50,238